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PTO/SB/01 (10-00)

Approved for use through 10/31/2002 OMB 0651-0032  
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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted  
with Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	68110328.712
First Named Inventor	Shah
<b>COMPLETE IF KNOWN</b>	
Application Number	Initial Filing
Filing Date	04/27/2001
Group Art Unit	Not Yet assigned
Examiner Name	Not yet assigned

**As a below named inventor, I hereby declare that:**

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Non-Additive Measure and Metric Calculation**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY)  as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)  (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
PCT/US01/12501	PCT	04/17/2001	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/199,975	04/27/2000	<input type="checkbox"/>

[Page 1 of 2]

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input data-bbox="514 348 546 375" type="checkbox"/> Customer Number or Bar Code Label <input data-bbox="734 337 962 390" style="width: 140px; height: 25px; border: 1px solid black;" type="text"/> <span style="margin-left: 20px;">OR <input checked="" type="checkbox"/> Correspondence address below</span>													
<p><b>Name</b> Brian C. McCormack</p> <p><b>Address</b> BAKER &amp; MCKENZIE</p> <p><b>Address</b> 2001 Ross Avenue, Suite 2200</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 45%;">City</td> <td style="width: 25%;">State</td> <td style="width: 25%;">ZIP</td> </tr> <tr> <td>Dallas</td> <td>TX</td> <td>75201</td> </tr> <tr> <td>Country</td> <td>Telephone</td> <td>Fax</td> </tr> <tr> <td>USA</td> <td>214/978-3000</td> <td>214/978-3099</td> </tr> </table>		City	State	ZIP	Dallas	TX	75201	Country	Telephone	Fax	USA	214/978-3000	214/978-3099
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USA	214/978-3000	214/978-3099											
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p>													
<p><b>NAME OF SOLE OR FIRST INVENTOR :</b> <input data-bbox="824 918 856 946" type="checkbox"/> A petition has been filed for this unsigned inventor</p>													
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<p><b>NAME OF SECOND INVENTOR:</b> <input data-bbox="824 1383 856 1410" type="checkbox"/> A petition has been filed for this unsigned inventor</p>													
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<p><input type="checkbox"/> Additional inventors are being named on the <u>1</u> supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.</p>													

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PTO/SB/02A (11-00)

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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3 of 3

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Robert A.		Ertl	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship USA
Mailing Address			
Mailing Address			
City	State	ZIP	Country
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
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Mailing Address			
Mailing Address			
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